

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Wednesday, March 2, 2005

10:30 a.m.

Room 308 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative William Van Regenmorter**, Chair.

MEMBERS PRESENT: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, McConico, Bieda, and Virgil Smith.

MEMBERS ABSENT/EXCUSED: None.

Representative Schuitmaker moved to adopt the minutes of the **February 16, 2005** meeting. The motion was supported by **Representative Condino**. There being no objection, the motion prevailed by unanimous consent.

Chairman Van Regenmorter laid **HB 4413** before the committee:

HB 4413 Schuitmaker Criminal procedure; DNA; deadline for filing petition for DNA testing in felony conviction cases; extend.

TESTIMONY

Representative Schuitmaker, bill sponsor, explained the bill to the committee.

Professor Norman Fell, representing the Cooley Innocence Project, supported the legislation.

David Morse, representing the Prosecuting Attorneys Association, supported the legislation.

Representative Condino moved to adopt the substitute (**H-1**) to **HB 4413**. The motion was supported by **Representative Stakoe**.

The motion prevailed by a vote of **15-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, McConico, Bieda, Virgil Smith,
Nays: None,
Pass: None.

Representative Nofs moved to report **HB 4413 as an (H-1)** with recommendation. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **15-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, McConico, Bieda, Virgil Smith,
Nays: None,
Pass: None.

Chairman Van Regenmorter laid **SB 137** before the committee:

SB 137 Cropsey Occupations; forensic polygraph examiners; requirement for criminal history check of applicants; provide for.

Representative McConico moved to adopt the substitute **(H-1)** to **SB 137**. The motion was supported by **Representative David Law**.

The motion prevailed by a vote of **15-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, McConico, Bieda, Virgil Smith,
Nays: None,
Pass: None

TESTIMONY

John Lazette, representing the office of Senator Cropsey, explained the bill to the committee.

Sgt. Carl J. Lafata, representing the Michigan State Police, supported the legislation.

Representative David Law moved to report **SB 137 as an (H-1)** with recommendation. The motion was supported by **Representative McConico**.

The motion prevailed by a vote of **15-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, McConico, Bieda, Virgil Smith,
Nays: None,
Pass: None

There being no further business to come before the committee, the Chair adjourned the meeting at 11:05 a.m.

Representative William Van Regenmorter, Chair
House Standing Committee on Judiciary
Ben Williams Jr.
Committee Clerk
517-373-7256
35 Minutes